

10-18-01
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October 12, 2001

Attorney Docket No.: 06618-343002

Box Patent Application
Commissioner for Patents
Washington, DC 20231

Presented for filing is a new divisional patent application of:

Applicant: YI-JYUN LIN AND SEYMOUR BENZER

Title: METHUSELAH GENE, COMPOSITIONS AND METHODS OF USE

Enclosed are the following papers, including those required to receive a filing date under 37 CFR §1.53(b):

	<u>Pages</u>
Specification	80
Claims	1
Abstract	1
Declaration	2
Drawing(s)	11

Enclosures:

- Information Disclosure Statement: Applicants call attention to documents listed on the attached Form PTO-892, 1 pages, listing documents cited in the parent application(s). Per 37 CFR 1.98(d), copies of those documents are not provided herein. Please confirm that these have been considered in this application by returning a copy of the Form PTO-892 with the examiner's initials.
- Rule 63 declaration, copy from a previous application under rule 63(d) for continuation or divisional only.

CERTIFICATE OF MAILING BY EXPRESS MAIL

Express Mail Label No. EL 716812385 US

I hereby certify under 37 CFR §1.10 that this correspondence is being deposited with the United States Postal Service as Express Mail Post Office to Addressee with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

October 15, 2001
Date of Deposit

Signature

Mike Augustine
Typed or Printed Name of Person Signing Certificate

10/15/01
JC975 U.S. PTO
Frederick P. Fish
1855-1930
K. Richardson
1859-1951

JC921 U.S. PTO
09/978486
10/15/01



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October 12, 2001

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- Request under 37 CFR 1.821(e) to transfer computer readable form of sequence listing.
- Postcard.

The prior application is assigned of record to California Institute of Technology by virtue of an assignment submitted to the Patent and Trademark Office and recorded on October 4, 1999 at 10280/0392.

This application is a divisional (and claims the benefit of priority under 35 USC 120) of U.S. application serial no. 09/370,098, filed August 6, 1999, which claims priority from U.S. provisional application serial no. 60/095,826, filed August 7, 1998. The disclosure of the prior application is considered part of (and is incorporated by reference in) the disclosure of this application.

This application presents claims corresponding to non-elected claims 16-18 and 48-52 from the parent case. This application is entitled to small entity status, established in a prior application and still proper.

There are 8 claims in this application, 2 of which are independent.

Basic filing fee	\$370
Total claims in excess of 20 times \$9	\$0
Independent claims in excess of 3 times \$42	\$0
Fee for multiple dependent claims	\$0
Total filing fee:	\$370

A check for the filing fee is enclosed. Please apply any other required fees or any credits to deposit account 06-1050, referencing the attorney docket number shown above.

If this application is found to be incomplete, or if a telephone conference would otherwise be helpful, please call the undersigned at (858) 678-5070.

Kindly acknowledge receipt of this application by returning the enclosed postcard.

09/370,098 10/15/01

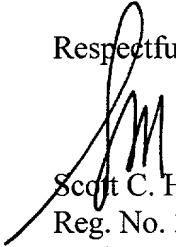
FISH & RICHARDSON P.C.

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Page 3

Please send all correspondence to:

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Respectfully submitted,



Scott C. Harris
Reg. No. 32,030
Enclosures
SCH/jkh
10139971.doc

09978486-10139971

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Yi-Jyun Lin et al.
Serial No.: not yet assigned
Filed : October 15, 2001
Title : METHUSELAH GENE, COMPOSITIONS AND METHODS OF USE

Commissioner for Patents
Washington, D.C. 20231

REQUEST UNDER 37 C.F.R. §1.821(e) TO TRANSFER
COMPUTER READABLE FORM

The Sequence Listing being filed herewith in the above-referenced divisional/continuation application, is identical with that filed in U.S. Serial No. 09/370,098, from which this present application claims priority.

In accordance with 37 C.F.R. §1.821(e), please use the computer readable form filed in U.S. Serial No. 09/370,098 as the computer readable form for the instant application.

For your convenience, enclosed is a paper copy of the Sequence Listing filed in U.S. Serial No. 09/370,098.

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Mike Augustine

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09/370,098

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Respectfully submitted,

Date: _____

10/5/01



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